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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

United States of America,)	
)	
Plaintiff,)	
)	
v.)	CR 08-239-PHX-ROS
)	
Frank Monte Banashley Jr.,)	DETENTION ORDER
)	
Defendant.)	
_____)	

On October 31, 2008, defendant Frank Monte Banashley Jr. appeared before this Court on a petition for revocation of supervised release. The Court considered the information provided to the Court, and the arguments of counsel in determining whether the defendant should be released on conditions set by the Court.

The Court finds that the defendant, having previously been convicted and placed on supervised release, and having appeared before the Court in connection with a petition to revoke his supervised release, has failed to establish by clear and convincing evidence that he is not likely to flee or pose a danger to the safety of the community if released pursuant to Rule 46(d), and Rule 32.1(a)(6), Federal Rules of Criminal Procedure, and 18 U.S.C. §3143.

IT IS THEREFORE ORDERED that defendant be detained pending further proceedings.

DATED this 31st day of October, 2008.

A handwritten signature in black ink, appearing to read 'D.K. Duncan', is written over a horizontal line.

David K. Duncan
United States Magistrate Judge